

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

Docket No. 2147.014USU  
Customer No.: 27623

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**CONTROLLING POWER OUTPUT OF A MODEM FOR POWER LINE  
COMMUNICATIONS**

the specification of which

(check one) XX is attached hereto.

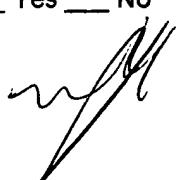
\_\_\_\_ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to the examination of this application as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a) – (d) or (f) or Section 365(b) of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s) or Section 365(a) of any PCT International Application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application(s) for patent or inventor's certificate(s) or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>		
_____ (Number)	_____ (Country)	_____ (Day/Mon/Year Filed)	____ Yes ____ No
_____ (Number)	_____ (Country)	_____ (Day/Mon/Year Filed)	____ Yes ____ No
_____ (Number)	_____ (Country)	_____ (Day/Mon/Year Filed)	____ Yes ____ No



I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

(Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/424,064 November 6, 2002 Pending  
(Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

(Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

NAMES	REGISTRATION NUMBERS
Charles N.J. Ruggiero	28,468
Paul D. Greeley	31,019

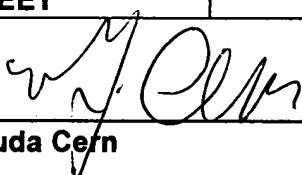
SEND CORRESPONDENCE TO:	DIRECT TELEPHONE CALLS TO:
Charles N.J. Ruggiero, Esq. Ohlandt, Greeley, Ruggiero & Perle, L.L.P. One Landmark Square, 10 <sup>th</sup> Floor Stamford, Connecticut 06901-2682	Charles N.J. Ruggiero, Esq. Telephone: (203) 327-4500 Telefax: (203) 327-6401

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



FULL NAME OF INVENTOR	LAST NAME <b>CERN</b>	FIRST NAME <b>YEHUDA</b>	MIDDLE NAME
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Inventor's signature

  
 Yehuda Cern

Date 11/3, 2003